



EFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kalina et al.  
Appl. No. : 10/733,347  
Filed : December 12, 2003  
Title : DEVICE FOR CORRECTING THORACIC SPINE POSITIONING  
  
Grp./A.U. : 3764  
Examiner : Thanh, Quang D.  
  
Docket No.: 14547

Honorable Commissioner of Patents  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Restriction Requirement mailed June 12, 2006, the following is submitted:

**An Election** is made on page 2 of this response; and  
**Remarks/Arguments** begin on page 3 of this response.

Appl. No. 10/733,347

**Election Response**

In response to the Restriction required under 35 U.S.C. 121, Applicants hereby elect Species IV, shown in Figures 5, 5a, and 6 and including claims 1, 2, 4, 6, 8-20, and 22. However, the Applicants acknowledge that if a generic claim, such as claim 1, is allowed, then the Applicant is entitled to consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim.

This election is made with traverse, and the Applicants reserve their right to file divisional applications with respect to the subject matter of the non-elected species set forth in Figures 1-4A and claims 3, 5, 7, and 21, if no generic claim is allowed.